

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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| <b>Applicant(s):</b> David Kirchhoff, et al. | <b>: Group Art Unit:</b> 3689               |
| <b>Serial No.:</b> 10/797,284                | <b>: Examiner:</b> Heidi Riviere            |
| <b>Filed:</b> March 10, 2004                 | <b>: Attorney Docket No.:</b> 128683.010402 |
| <b>For:</b> WEIGHT CONTROL SYSTEM            | <b>:</b>                                    |
| WITH MEAL PLAN AND JOURNAL                   | <b>:</b>                                    |

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**PRELIMINARY AMENDMENT**

Mail Stop RCE  
Commissioner for Patents  
Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS:**

This Amendment is filed with a Request for continued examination (RCE) and in reply to the Office Action issued by the U.S. Patent and Trademark Office on August 2, 2011 in connection with the above-identified patent application ("Office Action"). If any fees are outstanding in connection with this filing, please charge to the deposit account 50-1516, using as reference 128683.010402.

In response to the Office Action, Applicants request entry and consideration of the following:

**Amendment to the Claims**, beginning on page 2 of this paper; and

**Remarks**, beginning on page 8 of this paper.